

From: Wayne Hedberg
To: LBraxton
Date: 5/30/96
Subject: S/001/019 - Ute/Wino Indian Queen Marble Mine (update)

On Friday afternoon (May 24th), Mr. Gary Applegate and Jeff Sagers operators of the Indian Queen Marble Mine made an unscheduled visit to the Division's offices. May 24th was the deadline established in the Division's May 9, 1996 response letter to Mr. Applegate for him to supply us with certain information regarding his short and longterm plans for this minesite. Certain maps were to have been provided by the 24th as well. A 45 day timeframe for posting of an interim surety and a 90 timeframe for posting a Large Mining NOI were also requirements of our letter.

Mr. Sagers had been working on the requested topographic disturbed area maps and showed Division staff (Wayne and Lynn Kunzler) his draft copies. Mr. Sagers said he had not been provided with a copy of the Division's latest letter and was not aware of the specific deadlines for receipt of the information. Mr. Applegate admitted he had not forwarded a copy of the letter to Mr. Sagers.

Mr. Applegate explained the difficulties he has been having in his efforts to finalize the purchase and closure of the mineral lease with the existing property owners. Unforeseen delays in this process have made it difficult for him to give us the information that we need. He said he cannot supply us with a reclamation commitment and meaningful mine development plan before he has obtained clear title to the property and minerals he wishes to mine. Mr. Sagers has the current lease which Mr. Applegate is trying to assume from the private land/mineral owners. Mr. Applegate has formally transferred and assumed Mr. Sagers small mine permit for the site.

I asked Mr. Applegate to supply us with a formal letter (by Tuesday, May 28th) explaining the extenuating circumstances which are making it difficult for him to comply with our permitting requirements at this time. He agreed to draft this letter and fax it to us (which we have subsequently received). I gave Mr. Sagers until Friday, May 31st to complete the topographic disturbed area maps which were originally due on May 24th. He agreed to provide us with the maps by this date.

Mr. Kunzler discussed some topsoiling, vegetation surveying and seedmix recommendations with the operators during the meeting. We explained that some of the information that Mr. Sagers had been trying to acquire and prepare would not be necessary until the LMO NOI was submitted within the 90 day timeframe.

A copy of this note will be copied to the mine file.

S/001/019

CC: Minerals